

BRIAN SANDOVAL
Governor

STATE OF NEVADA



MEMBERS
Guy M. Wells, Chairman
Thomas "Jim" Alexander
Kevin E. Burke
Margaret Cavin
Joe Hernandez
Jan B. Leggett
Stephen P. Quinn

STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
SEPTEMBER 4, 2013**

REPLY TO:

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Southern Nevada
2310 Corporate Circle
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CALL TO ORDER:

Legal Counsel Jonathan Andrews called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, **SEPTEMBER 4, 2013**, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Jan B. Leggett

STAFF MEMBERS PRESENT:

Ms. Margi A. Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. George J. Lyford, Director of Investigations
Mr. Daniel Hammack, Chief Enforcement
Mr. Gary Hoid, Deputy Director of Investigations

LEGAL COUNSEL PRESENT:

David Brown, Legal Counsel

The agenda was posted in compliance with the open meeting law **AUGUST 28, 2013** at Reno City Hall, Washoe County Court House and Washoe County Library.

ADJUDICATING BOARD MEMBER: JAN B. LEGGETT

1. DISCIPLINARY HEARING:

JOHN BAYNES ELECTRICAL CO, LICENSE NO. 10728

Licensee was present.

This matter has been continued until October 9, 2013.

2. DISCIPLINARY HEARING:

DC'S PLUMBING, LICENSE NO. 54879

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Hearing File

The following Respondents Exhibit were entered:

Exhibit A – Answer

Exhibit B – Letter for continuance

Hearing Office Leggett dismissed the charges against DC's Plumbing, license number 54879.

3. DISCIPLINARY HEARING:
HEARTWOOD HOMES LLC, LICENSE NO. 77237

Licensee was present.

The following Agency Exhibits were entered:

- Exhibit 1 – Board Hearing File
- Exhibit 2 – Summary Suspension

The following Respondent Exhibit was entered:

Exhibit A - Answer

Hearing Officer Leggett found the Respondent Heartwood Homes LLC, license number 77237 guilty of violating NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; NRS 624.3016(1) fraudulent or deceitful act; NRS 624.301(3) in a material respect on the part of a licensee to complete any construction project; NRS 624.301(5) willful failure or refusal to comply with terms of a construction contract or written warranty thereby causing material injury to another; NRS 624.3012(2) failure to pay for materials and services and NRS 624.3013(3) failure to establish financial responsibility. Mr. Hessing shall pay an administrative fine of \$750.00 for the First Cause of Action, \$750.00 for the Second Cause of Action, \$1,000.00 for the Third Cause of Action; \$1,000.00 for the Fourth Cause, dismiss the Fifth Cause of Action and no fine for the Sixth Cause of action for a total fine of \$3,500.00; reimburse the Board for investigative fees of \$1,696.00 to be paid within thirty (30) days. If the fines and fees are paid within the thirty days, the suspension shall be lifted. The monetary license limit is reduced to \$200,000.00.

4. FINANCIAL RESPONSIBILITY HEARING:
P F C INC, LICENSE NO. 61025

Licensee was present.

Hearing Officer Leggett ordered the Respondent to pay investigative costs in the amount of \$468.78; provide a properly prepared financial statement supporting the license limit and update its officers with the Nevada Secretary of State.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Leggett at 12:12p.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, NSCB Executive Officer

Jan B. Leggett, NSCB Board Member